



Atty. Dkt. No. 071949-1314

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Kenneth F. Buechler  
Title: DIAGNOSTIC DEVICES AND APPARATUS FOR THE CONTROLLED MOVEMENT OF REAGENTS WITHOUT MEMBRANES  
Appl. No.: 09/805,653  
Filing Date: 03/13/2001  
Examiner: Lyle Alexander  
Art Unit: 1641

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<b>CERTIFICATE OF MAILING</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450, on the date below.	
<u>DIANE GARCIA</u> (Printed Name)	
<u>Diane Garcia</u> (Signature)	
11-04-2003 (Date of Deposit)	

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**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

11/07/2003 SBIRETRM 00000103 09805653

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**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(c), before the mailing date of either a final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.113, or an action that otherwise closes prosecution in the application.

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**RELEVANCE OF EACH DOCUMENT**

All documents are in English.

Applicant respectfully requests that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

**FEE**

A fee in connection with submission of an information disclosure statement under 37 CFR §1.97(c) in the amount of \$180.00 in accordance with 37 CFR §1.17(p) is attached.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

Date 11/4/03

By Barry Wilson

FOLEY & LARDNER  
Customer Number: 30542  
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Barry S. Wilson  
Attorney for Applicant  
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<p>Substitute for form 1449BPT</p> <p><b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b></p> <p>(use as many sheets as necessary)</p> <p>Sheet 1 of 2</p>			
<p><i>NOV 06 2003</i></p> <p><i>JC37</i></p> <p><i>PTAB/MAILED/DOCKET</i></p>			
<p><i>RECEIVED NOV 10 2003 TECH CENTER 1600 U.S. PATENT AND TRADEMARK OFFICE</i></p>			
<p><b>Complete if Known</b></p>			
<b>Application Number</b>		09/805,653	
<b>Filing Date</b>		03/13/2001	
<b>First Named Inventor</b>		Kenneth F. Buechler, <i>PTO</i>	
<b>Group Art Unit</b>		1641	
<b>Examiner Name</b>		Lyle Alexander	
<b>Attorney Docket Number</b>		071949-1314	

## U.S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

## NON-PATENT LITERATURE DOCUMENTS

Examiner Initials\*      Cite No.<sup>1</sup>      Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.      T<sup>6</sup>

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449B/P-TO				Complete if Known	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <small>NOV 06 2003</small>				<b>RECEIVED</b> <small>NOV 17 2003</small>	
<small>(use as many sheets as necessary)</small>				<small>NOV 10 2003</small>	
Sheet	2	of	2	Application Number	09/805,653
				Filing Date	03/13/2001
				First Named Inventor	Kenneth F. Buehler, Jr.
				Group Art Unit	1641
				Examiner Name	Lyle Alexander
				Attorney Docket Number	071949-1314

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